

THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION
AND LIABILITY ACT (CERCLA)

R6-14-31. Administrative Penalty Actions

1. AUTHORITY. Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), as amended, to make determinations of violations under Section 109, to assess penalties, to issue notices, orders or complaints, and to compile the administrative record upon which the violation was found or the penalty was imposed, and to negotiate and sign consent orders memorializing settlements under Section 109 between the Agency and respondents.
2. TO WHOM DELEGATED. Director, Superfund Division.
3. LIMITATIONS.
 - a. The delegates must consult with the Regional Counsel or the Regional Counsel's designee prior to exercising the authority described in paragraph 1.
 - b. The delegates must notify the Assistant Administrator for Solid Waste and Emergency Response and the Assistant Administrator for Enforcement and Compliance Assurance or their designee when exercising any of the above authorities.
4. REDELEGATION AUTHORITY. This authority may be redelegated.
5. ADDITIONAL REFERENCES.
 - a. All applicable Agency guidance and directives.
 - b. Section 109 of CERCLA.

Delegation of Authority from the
Regional Administrator